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Attorney for Plaintiffs

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

LISA LIBERI, et al,

Plaintiffs,

vs.

ORLY TAITZ, et al,

Defendants.

Case No.: 09-cv-01898-ECR

**REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF PLAINTIFFS' RESPONSE TO
THIS HONORABLE COURT'S RULES TO SHOW CAUSE [DOC. #106 and 107] and
PLAINTIFFS' REPLY TO DEFENDANTS RESPONSE TO THIS HONORABLE
COURT'S RULES TO SHOW CAUSE**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Please Take Notice that Plaintiffs, Lisa Liberi [hereinafter "Liberi"]; Philip J. Berg, Esquire [hereinafter "Berg"], the Law Offices of Philip J. Berg; Evelyn Adams a/k/a Momma E [hereinafter "Adams"]; Lisa Ostella [hereinafter "Ostella"]; and Go Excel Global by and through their undersigned counsel, Philip J. Berg, Esquire, hereby submits this Request for Judicial Notice in Support of their Response to this Honorable Court's Rules to Show Cause, [Docket No. 106 and 107] and in support of Plaintiffs' Reply filed September 29, 2009 [Docket No. 110] as to why this Case should **not** be dismissed for lack of personal jurisdiction over the Defendants; as to why the Case should **not** be severed; and as to why the Case should **not** be

transferred to California or Texas. Plaintiffs' request this Court to take Judicial Notice, pursuant to Federal Rules of Evidence 201, of the following documents and Exhibits currently on file with this Court appearing on the Docket as docket entry numbers referenced below:

- A. **Exhibit "1"**, Dossier #6, created by and posted on the internet by Defendant Taitz, filed with this Court on August 26, 2009 as Docket Entry 106;
- B. **Exhibit "2"**, Verification of Lisa Liberi, filed with this Court on August 26, 2009 as Docket Entry 106;
- C. **Exhibits "3-5"**, Posts created by and published by Defendant Orly Taitz on her website at www.orytaitzesq.com filed with this Court August 26, 2009 as Docket Entry 106:
 - **Exhibit "3"** "Follow up on Lisa Liberi, paralegal to Phil Berg",
 - **Exhibit "4"** "Every day I get such evidence of missing or misdirected funds",
 - **Exhibit "5"** "Update on Lisa Ostella and Lisa Liberi"
- D. **Exhibits "6-22"**, Posts created by and published by Defendant Orly Taitz on her website at www.orytaitzesq.com filed with this Court August 26, 2009 as Docket Entry 106:
 - **Exhibit "6"** "More Attacks on me. More indepth research is done in spite of attacks"
 - **Exhibit "7"** "Check public records for yourselves, see that I am providing truthful information"
 - **Exhibit "8"** "Follow up on the FBI"
 - **Exhibit "9"** "More on Lisa Liberi, contact her probation officer in Santa Fe New Mexico 505-827-8627. She is not allowed to be anywhere near other people's credit cards"
 - **Exhibit "10"** "I need two articles and update on Lisa Liberi"
 - **Exhibit "11"** "Information update on both Liberi and Obama"
 - **Exhibit "12"** "Update on Obama investigation and Liberi investigation"
 - **Exhibit "13"** "I need to get more answers"
 - **Exhibit "14"** "Please write to your congressmen and senators"
 - **Exhibit "15"** "Voter verification"
 - **Exhibit "16"** "Overview"

- **Exhibit “17”** “Berg”
- **Exhibit “18”** “I am trying to stay away from Liberi-Berg issue, but I got more questions and here is more info.”
- **Exhibit “19”** “Update on Berg”
- **Exhibit “20”** “Ties to Everett, need help with research”
- **Exhibit “21”** “Unfortunately, I have to spend more time on Berg’s latest motion, I have to provide a response”
- **Exhibit “22”** “I am back from PA. Very Important”

E. **Exhibits “23”**, Affidavit of Mathew Harris filed with this Court August 26, 2009 as Docket Entry 106:

F. **Exhibits “24-26”**, Affidavits and Ed Hale email filed with this Court August 26, 2009 as Docket Entry 106:

- **Exhibit “24”** Affidavit of Mark McGrew
- **Exhibit “25”** Affidavit of Donald R. and Patricia E. Turnbough
- **Exhibit “26”** Email dated Aug. 11, 2009 from Defendant Edgar Hale to Plaintiff Lisa Liberi admitting Defendants Taitz, et al used him and Plains Radio to assault Liberi to get to Plaintiff Philip J. Berg.

G. **Exhibits “27”**, Affidavit of Plaintiff Evelyn Adams with **Exhibits “A through “MM”** filed August 26, 2009 as Docket Entry 106;

H. **Exhibit “27”**, Affidavit of Evelyn Adams **Exhibits “NN through ”UU”**, filed August 26, 2009 as Docket Entry 107;

I. **Exhibit “28”**, Affidavit of Plaintiff Lisa Ostella with Exhibits “A through “G” filed August 26, 2009 as Docket Entry 107;

J. **Exhibits “29-39”** Posts created by and posted on the internet and emails by Linda Sue Belcher a/k/a Linda Starr, filed August 26, 2009 as Docket Entry 107;

- **Exhibit “29”** Linda Starr post on obamacrimes.com;
- **Exhibit “30”** Mass email from Linda Starr on March 7, 2009;
- **Exhibit “31”** Mass email from Linda Starr on March 7, 2009;

- **Exhibit “32”** Mass email from Linda Starr on March 7, 2009;
 - **Exhibit “33”** Mass email from Linda Starr;
 - **Exhibit “34”** Mass email from Linda Starr March 18, 2009;
 - **Exhibit “35”** Email forwarded to Plaintiff Liberi on March 20, 2009 originally sent from Linda Belcher a/k/a Linda Starr sent “Amboy Duke” a politijab member;
 - **Exhibit “36”** Email Liberi received on March 25, 2009 from another individual regarding statements Linda Belcher had spread over the internet;
 - **Exhibit “37”** Email Liberi received March 17, 2009 regarding Linda Belcher publishing private, personal information regarding Liberi;
 - **Exhibit “38”** Mass Email from Linda Belcher a/k/a Linda Starr on March 18, 2009;
 - **Exhibit “39”** Email sent to Liberi on March 14, 2009 regarding Linda Belcher a/k/a Linda Starr diverting email from Plaintiff Philip J. Berg, Esq.
- K. **Exhibit “40”**, Affidavit of Shirley Waddell filed August 26, 2009 as Docket Entry 107;
- L. **Exhibit “41”**, Affidavit of K. Strebel filed August 26, 2009 as Docket Entry 107;
- M. **Exhibit “42”**, Supplemental Affidavit of K. Strebel filed August 26, 2009 as Docket Entry 107;
- N. **Exhibit “43”**, Supplemental Affidavit of K. Strebel filed August 26, 2009 as Docket Entry 107;
- O. **Exhibits “44 -54”**, filed August 26, 2009 as Docket Entry 107:
- **Exhibit “44”** Emails dated Aug. 22, 2009, Aug. 23, 2009, Aug. 24, 2009, regarding “death” threats made by Defendant Edgar Hale to Plaintiffs witnesses; Email dated Aug. 19, 2009 from Defendant Edgar Hale to Plaintiffs’ Witness, Mark McGrew;
 - **Exhibit “45”** Letter from Plaintiffs witness scared to file an Affidavit due to threats made by Defendants Edgar Hale and Linda Belcher;
 - **Exhibit “46”** Letter from Plaintiffs’ witness informing their counsel advised them not to supply an affidavit until the Court takes protective action against Defendants Edgar Hale and Linda Belcher;

- **Exhibit “47”** Email received July 20, 2009 from Plaintiffs’ witness stating they fear filing an Affidavit until some type of protection is offered due to the threats made by Defendant Edgar Hale and Linda Belcher;
- **Exhibit “48”** Email received July. 22, 2009 from Plaintiffs’ witness stating they fear filing an Affidavit until some type of protection is offered due to the threats made by Defendant Edgar Hale and Linda Belcher;
- **Exhibit “49”** Defendant Taitz, et al Post on her website listing all her Pennsylvania clients and Plaintiffs in another action;
- **Exhibit “50”** Post created by and posted by Defendant Taitz, et al calling for clients in Pennsylvania to recall Arlen Specter, U.S. Senator for Philadelphia, Pennsylvania;
- **Exhibit “51”** Email from Defendant Neil Sankey where he forged and altered a website article taken from the internet;
- **Exhibit “52”** Email from Defendant Neil Sankey disclosing Liberi’s full Social Security number to a reporter, Bob Unruh with World Net Daily and Defendant Taitz;
- **Exhibit “53”** Post created, drafted and posted by Defendant Edgar Hale on Defendant Plains Radio Network website “Dr Orly has been scamed by Lisa Liberia (Phil Berg assistant)” [sic];
- P. - **Exhibit “54”** Email dated Aug. 11, 2009 from Defendant Edgar Hale to Plaintiff Lisa Liberi wherein Edgar Hale states “Dr Orly use me and Plains Radio to assault you to get to Phil. Why she did it, I cannot figure out.” [sic]

Q. **Exhibits “55”**, <http://www.ptarmigannest.net/Docs/edtext2.txt> is a chat area where on page eight (8) Hale admits to shutting down plains radio because of this lawsuit; page nine (9) Ed Hale admits Taitz used his radio show to attack Berg; and on page fifteen (15) Hale admits he is Mickey Martin owner of Texas Broadcasting Network, Inc. (the Hales changed the radio station name attempting to avoid this lawsuit) filed August 26, 2009 as Docket Entry 107

“A judicially noticed fact must be one not subject to reasonable dispute in that it is either (1) generally known within the territorial jurisdiction of the trial court or (2) capable of accurate and ready determination by resort to sources whose accuracy cannot reasonably be questioned.”

. Fed. R. Evid. §201(b); *Easy Sportswear, Inc. v. Am. Econ. Ins. Co.*, 2008 U.S. Dist. LEXIS 51402 (D. Pa. 2008); *Nationwide Life Ins. Co. v. Commonwealth Land Title Ins. Com.*, 2005 U.S. Dist. LEXIS 24479 (E.D. Pa. 2005); *In re NAHC, Inc. Sec Litig*, 306 F.3d 1315 (3d Cir. 2002) “[a] court shall take judicial notice if requested by a party and supplied with the necessary information.” Fed. R. Evid. 201(d) (emphasis added) *Easy Sportswear, Inc.*, 2008 U.S. Dist. LEXIS 514002 (D. Pa 2008) at *2.

It is firmly established that Requests for Judicial Notice are proper “only to the extent that the noticed facts are relevant to an issue” that is before the Court. Each of the Exhibits that Plaintiffs are requesting Judicial Notice of are of the type that have previously been admitted by Judicial Notice in the Third Circuit. This includes documents integral to or explicitly relied upon in the Plaintiffs’ Complaint and the reasons Plaintiffs’ were forced to bring suit against the Defendants. All Exhibits Plaintiffs are requesting Judicial Notice of are directly related to this within action and are relevant to the issues herein. *In re Ravisent Techs., Inc. Sec. Litig.*, 2004 U.S. Dist. LEXIS 132355 (D. Pa. 2004)

For the above aforementioned reasons, Plaintiffs’ respectfully request this Court to take Judicial Notice of Exhibits “**1 through 27**” filed August 26, 2009 [Doc. #106]; and Exhibits “**27 through “55”**” filed August 26, 2009 [Doc. #107].

Respectfully submitted,

Dated: September 29, 2009

s/ Philip J. Berg

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Attorney for the Plaintiffs’

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CERTIFICATE OF SERVICE

I, Philip J. Berg, Esquire, hereby certify that a copy of Plaintiffs' Request for Judicial Notice was served this 29th day of September 2009 electronically upon the following:

Orly Taitz

Defend our Freedoms Foundation, Inc. (unrepresented)

26302 La Paz Ste 211

Mission Viejo, CA 92691

Email: dr_taitz@yahoo.com

Neil Sankey

The Sankey Firm, Inc. a/k/a The Sankey Firm (unrepresented)

Sankey Investigations, Inc.

2470 Stearns Street #162

Simi Valley, CA 93063

Email: nsankey@thesankeyfirm.com

Linda Sue Belcher
201 Paris
Castroville, Texas 78009
Email: Newwomensparty@aol.com and
Email: starrbuzz@sbcglobal.net

Ed Hale
Caren Hale
Plains Radio
KPRN
Bar H Farms
1401 Bowie Street
Wellington, Texas 79095
Email: plains.radio@yahoo.com; barhfarms@gmail.com;
ed@barhfarnet; and ed@plainsradio.com

s/ Philip J. Berg

PHILIP J. BERG, ESQUIRE